THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE G.BHAVANI PRASAD

WRIT PETITION NO.2884 OF 2007
DATED 20-02-2007

Between
M/s Mandava Venkata Reddy Sons&Co., …Petitioner

And
The Additional Commissioner of CT
And two others …Respondentss

THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE G.BHAVANI PRASAD

WRIT PETITION NO.2884 OF 2007

**O R D E R** *(Per the Hon'ble Sri Justice Bilal Nazki):*

Heard learned Counsel for the parties. With their consent, the Writ Petition is being disposed of at this stage.

The controversy is that pending appeal, application for stay was dismissed by the competent authority. We have gone through the record. We feel that the interest of justice would have been met if stay was granted pending appeal, subject to deposit of half of the liability. Therefore, we set aside the order of the authority and direct that 50 per cent of the disputed tax shall be paid by the petitioner, within a period of four weeks. For four weeks, there shall be an unconditional stay and the stay shall continue till disposal of the appeal provided the amount is deposited within four weeks. The deposit of amount shall be without prejudice to the rights of the petitioner in the appeal.

Writ Petition is disposed of accordingly. No costs.

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(Bilal Nazki,J)

Dated 20th February, 2007

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(G.Bhavani Prasad,J)

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